

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Eric Garland, et al.

Serial No.: 10/714,283

Filed: November 14, 2003

For: **SYSTEMS AND METHODS TO MONITOR
FILE STORAGE AND TRANSFER ON A
PEER-TO-PEER NETWORK**

Examiner: Robinson, Greta L.

Art Group: 2168

Confirmation No.: 2048

RESPONSE TO NOTICE OF NON-RESPONSIVE REPLY

Mail Stop Amendment
Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

Dear Commissioner:

In connection with the Patent and Trademark Office's communication dated March 27, 2008, regarding Applicants' response filed on January 7, 2008, which was deemed not fully responsive to the prior Office Action (dated December 5, 2007) because the response did not indicate whether the election was made without traverse or with traverse, Applicants respectfully submit that although its response was intended to be without traverse, Applicants did not deem it necessary to so indicate explicitly. That is because as page 3 of the prior Office Action, at the first full paragraph, states:

"The election of an invention or species may be made with or without traverse. To reserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse."

If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2666 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, particularly, extension of time fees.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR, & ZAFMAN LLP

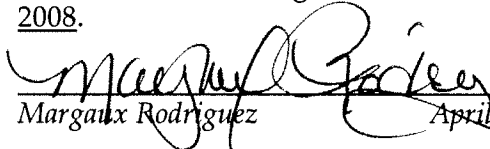
Dated: April 3, 2008

By 
Farzad E. Amiri, Reg. No. 42,261

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CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this paper is being transmitted online via EFS Web to the Patent and Trademark Office, Commissioner for Patents, Post Office Box 1450, Alexandria, Virginia 22313-1450, on April 3, 2008.


Margaux Rodriguez April 3, 2008